

AUG 26 2005

SONNENSCHEIN, NATH & ROSENTHAL LLP

P.O. Box 061080

Wacker Drive Station - Sears Tower
Chicago, IL 60606-1080
312/876-8000

IN RE APPLICATION OF: Keishi Inoue

ATTORNEY DOCKET NO. 09792909-5867

SERIAL NO.: 10/824,229

GROUP ART UNIT: 2814

FILED: April 14, 2004

EXAMINER: Theresa T. Doan

FOR: "SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE SAME"

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

No additional claim fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS		MINUS	-20		() X 9.00 () X 18.00	
INDEP. CLAIMS		MINUS	3		() X 42.00 () X 84.00	
Application amended to contain any multiple dependent claims not previously paid for.				() YES () NO	() \$140.00 () \$280.00 ONE TIME	
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT		

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5

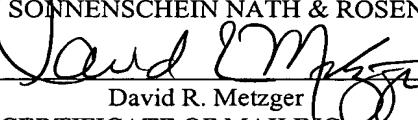
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

- Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated _____ for _____ month(s) so that the period for response is extended to _____. The Commissioner is authorized to charge the fee of \$_____ for the extension to American Express Account No. 378571697401002. PTO Form 2038 is attached for that purpose.
- The Commissioner is authorized and requested to charge the amount of \$_____ to cover the additional claim fee to American Express Account No. 378571697401002. PTO Form 2038 is attached for that purpose.
- A check for \$_____ accompanying attached Terminal Disclaimer under 37 C.F.R. § 1.321.
- A check for \$_____ for Amendment Under 37 C.F.R. 1.312(b) is attached.
- The Commissioner is hereby authorized to charge the extension fee and any additional fees which may be required, or to credit any overpayment to account No. 19-3140. A duplicate of this sheet is enclosed.

When phoning re this application, please call 312/876-8000 - Ext. 12578.

SONNENSCHEIN NATH & ROSENTHAL LLP

BY

David R. Metzger (Reg. No. 32,919)

David R. Metzger

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 23, 2005.


SIGNATURE

August 23, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Keishi Inoue
SERIAL NO. 10/824,229 
FILING DATE: April 14, 2004
INVENTION: "SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE SAME"

ATTY DOCKET NO. 09792909-5867
GROUP ART UNIT: 2814
EXAMINER: Theresa T. Doan

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

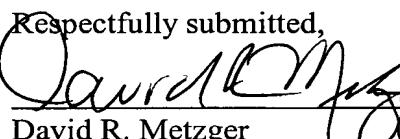
SIR:

This amendment is being filed in response to the Office communication dated July 26, 2005.
Please reconsider the application in view of the amendment and remarks presented below.

ELECTION OF INVENTION

In response to the restriction requirement, applicants hereby elect Group II claims 1-3 and 4-5 for further examination.

Applicant reserves the right to file divisional applications covering the subject matter of the non-elected claims.

Respectfully submitted,

Reg. 32,919
David R. Metzger
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